

SERVED: January 25, 2008

NTSB Order No. EA-5358

UNITED STATES OF AMERICA  
**NATIONAL TRANSPORTATION SAFETY BOARD**  
WASHINGTON, D.C.

Issued under delegated authority (49 C.F.R. § 800.24)  
on the 25<sup>th</sup> day of January, 2008

_____	)	
ROBERT A. STURGELL,	)	
Acting Administrator,	)	
Federal Aviation Administration,	)	
	)	
Complainant,	)	
	)	Docket SE-17493
v.	)	
	)	
JOHN MICHAEL REX,	)	
	)	
Respondent.	)	
_____	)	

**ORDER GRANTING STAY**

Respondent has requested a stay of NTSB Order No. EA-5347, served December 28, 2007, pending disposition of a petition for review of that order in the United States Court of Appeals pursuant to Section 1006 of the Federal Aviation Act (49 U.S.C. § 14110) and the Board's Rules of Practice (49 C.F.R. § 821.64).<sup>1</sup> The Administrator does not oppose respondent's request. It appears that good cause exists for granting the stay.

**ACCORDINGLY, IT IS ORDERED THAT:**

The effective date of NTSB Order No. EA-5347 is stayed until the expiration of the 60-day period within which a petition for review may be filed with the Court of Appeals; however, if such a petition is filed, the stay will continue in effect until the court enters judgment on the petition.

Gary L. Halbert  
General Counsel

<sup>1</sup> NTSB Order No. EA-5347 concluded that respondent had violated a provision of the Federal Aviation Regulations and ordered suspension of respondent's airline transport pilot certificate for a 120-day period.